



# R.M. of Frenchman Butte No.

POLICY TITLE <b>Borrow Pit Agreements</b>		ADOPTED BY RM Council Resolution 2018-05-23-026 EFFECTIVE DATE May 23, 2018	POLICY NO. 300-07
ORIGIN/AUTHORITY RM Council	JURISDICTION RM of Frenchman Butte	Amended.	PAGE # 1 of 1

## 1.0 PURPOSE:

The purpose of this policy is to set the fees paid by the Rural Municipality of Frenchman Butte No. 501 for borrow areas.

## 2.0 DEFINITIONS:

### 2.1 Borrow area:

Means any land where material is taken from private property for road construction, maintenance, or improvements. Includes deep dugout type borrows, or flat landscape type borrows.

### 2.2 CAO:

Means Chief Administrative Officer of the Rural Municipality of Frenchman Butte No. 501.

### 2.3 Council:

Means Council of the Rural Municipality of Frenchman Butte No. 501.

### 2.4 Form of Agreement for Area Required for Borrow Area:

An agreement between the R.M. and a landowner outlining conditions and details of payment for the R.M. to develop a borrow area on private property.

### 2.5 Form of Agreement for Sale of Land for Right of Way:

An agreement between the R.M. and a landowner outlining conditions and details of payment for the R.M. to purchase land from a landowner for the purpose of road widening.

### 2.6 R.M.:

Means the Rural Municipality of Frenchman Butte No. 501

## 3.0 POLICY:

It is the policy of the RM to:

3.1 Make payment for any material purchased from private property on a per yard basis, as measured by an engineer whenever possible.

- Clay shall be purchased at a price of \$1.00 per cubic yard.

3.2 Pay for any crop damages caused by the borrow area, as per the R.M. Crop Damage Policy 300-03.

3.3 Pay a one-time Disturbance Fee of \$400.00 per acre, in case where land is stripped and top soiled removed but no material is purchased by the R.M. A minimum payout of one acre shall apply.

## 4.0 SPECIFIC REQUIREMENTS

4.1 None

## 5.0 EXCEPTIONS

- 5.1 Material utilized while creating backslopes for road construction will not be considered a borrow area.
- 5.2 Material obtained from back-sloping on private property is discussed in the *Form of Agreement for Sale of Land for Right of Way* and RM Back-sloping Compensation Policy 300-06

**6.0 RESPONSIBILITY/INTERPRETATION/REPEALING:**

This policy shall be administered and interpreted by the Administrator; however, this policy cannot be amended without Council approval.

This policy replaces all previous policies and resolutions that have been passed by the Council of the Rural Municipality of Frenchman Butte No. 501 with respect to the application of any and all parts of this policy and the terms and conditions contained herein.

This policy shall come into force and take effect on May 23, 2018 shall continue in full force and effect until repealed or replaced by subsequent resolution of Council.